

04/18/01
10839 U.S. PTO

04-19-01

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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	TKA0028
First Inventor	
Title	METHOD OF PREVENTING DEFECTIVE GERMINATION OR
Express Mail Label No.	EL731384905US

APPLICATION ELEMENTS		ADDRESS TO:	
See MPEP chapter 600 concerning utility patent application contents.		Assistant Commissioner for Patents Box Patent Application Washington, D.C. 20231	
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original, and a duplicate for fee processing)</p> <p>2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Pages 11] (preferred arrangement set forth below) <ul style="list-style-type: none"> - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure </p> <p>4. <input type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets]</p> <p>5. Oath or Declaration [Total Pages 2] <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed) <ul style="list-style-type: none"> i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). </p> <p>6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p>			<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</p> <p>8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) <ul style="list-style-type: none"> a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: <ul style="list-style-type: none"> i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statements verifying identity of above copies </p>
ACCOMPANYING APPLICATION PARTS			
<p>9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an assignee) <input checked="" type="checkbox"/> Power of Attorney</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>15. <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)</p> <p>16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</p> <p>17. <input type="checkbox"/> Other:</p>			

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

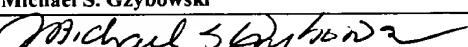
Continuation Divisional Continuation-in-part (CIP) of prior application No.: /

Prior application information: Examiner _____ Group / Art Unit _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	00832	or <input type="checkbox"/> Correspondence address below (Insert Customer No. or Attach bar code label here)			
Name	Michael S. Gzybowski				
	Baker & Daniels				
Address	111 East Wayne Street				
	Suite 800				
City	Fort Wayne	State	IN	Zip Code	46802
Country	USA	Telephone	(219) 424-8000		Fax (219) 460-1700

Name (Print/Type)	Michael S. Gzybowski	Registration No. (Attorney/Agent)	32,816
Signature			Date April 18, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

\$750.00

Complete if Known

Application Number

Filing Date

First Named Inventor

Yasushi Kohno

Examiner Name

Group Art Unit

Attorney Docket No.

TKA0028

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:Deposit Account Number **02-0385**Deposit Account Name **Baker & Daniels** Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17 Applicant claims small entity status. See 37 CFR § 1.272. Payment Enclosed: Check Credit card Money Order Other

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee	Fee	Fee	Fee Description	Fee Paid
105	130	205	65	65	Surcharge - late filing fee or oath	
127	50	227	25	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	130	Non - English specification	
147	2,520	147	2,520	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	55	Extension for reply within first month	
116	390	216	195	195	Extension for reply within second month	
117	890	217	445	445	Extension for reply within third month	
118	1,390	218	695	695	Extension for reply within fourth month	
128	1,890	228	945	945	Extension for reply within fifth month	
119	310	219	155	155	Notice of Appeal	
120	310	220	155	155	Filing a brief in support of an appeal	
121	270	221	135	135	Request for oral hearing	
138	1,510	138	1,510	1,510	Petition to institute a public use proceeding	
140	110	240	55	55	Petition to revive - unavoidable	
141	1,240	241	620	620	Petition to revive - unintentional	
142	1,240	242	620	620	Utility issue fee (or reissue)	
143	440	243	220	220	Design issue fee	
144	600	244	300	300	Plant issue fee	
122	130	122	130	130	Petitions to the Commissioner	
123	50	123	50	50	Processing fee under 37 CFR § 1.17(q)	
126	180	126	180	180	Submission of Information Disclosure Statement	
581	40	581	40	40	Recording each patent assignment per property (times number of properties)	40.00
146	710	246	355	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	355	Request for Continued Examination (RCE)	
169	900	169	900	900	Request for expedited examination of a design application	
Other fee (specify) _____						

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee	Fee Description	Fee Paid
101	710	201	355	Utility filing fee
106	320	206	160	Design filing fee
107	490	207	245	Plant filing fee
108	710	208	355	Reissue filing fee
114	150	214	75	Provisional filing fee
SUBTOTAL (1)				\$710.00

2. EXTRA CLAIM FEES

Extra Claims	Fee from below	Fee Paid
Total Claims 12	-20** = 0	0.00
Independent Claims 1	-3** = 0	0.00
Multiple Dependent		

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee	Fee Description
103	18	203	9
102	80	202	40
104	270	204	135
109	80	209	40
110	18	210	9
Claims in excess of 20			
Independent claims in excess of 3			
Multiple dependent claim, if not paid			
** Reissue independent claims over original patent			
** Reissue claims in excess of 20 and over original patent			
SUBTOTAL (2)			\$0.00

**or number previously paid, if greater; For Reissues, see above

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

\$40.00

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Michael S. Gzybowski	Registration No. (Attorney/Agent)	32,816	Telephone	(219) 424-8000
Signature	<i>Michael S. Gzybowski</i>			Date	April 18, 2001

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CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)Applicant(s): **Yasushi Kohno and Noritoshi Katsutani**

Docket No.

TKA0028

Serial No.

Filing Date

Examiner

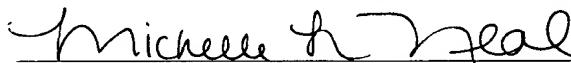
Group Art Unit

Invention: **METHOD OF PREVENTING DEFECTIVE GERMINATION OR GROWTH OF PLANT**

I hereby certify that the following correspondence:

UTILITY PATENT APPLICATION*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on

APRIL 18, 2001*(Date)***MICHELLE L. NEAL***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***EL731384905US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**